



PATENT
ATTORNEY DOCKET NO.: 066949-0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
HALLINAN et al.)
Application No.: 10/813,078)
Filing Date: March 31, 2004)
For: MOWER TRIMMER COMBINATION FOR)
FACILITATING SIMULTANEOUS MOWING)
AND EDGE TRIMMING IN A SINGLE PASS)

PETITION UNDER 37 C.F.R. § 1.47 (a)

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby petitions under 37 C.F.R. § 1.47 (a) for withdrawal of the Notice of File Missing Parts requirement for a new declaration signed by inventor James Schreck.

Specifically, under the requirements of 37 C.F.R. § 1.47 (a), Applicant hereby asserts that inventor James Schreck cannot be found after diligent effort. Under the requirements of 37 C.F.R. § 1.47 (a), on July 21, 2004 Applicant's representative forwarded the enclosed Declaration and Power of Attorney, and a copy of the application filed on March 31, 2004 to Mr. Schreck at his last known address of 15 Elm Street, Lake Ronkonkoma, 11779 NY, and requested Mr. Schreck to execute the enclosed document or call Applicant's representative at 202-906-8696 by July 26, 2004. Since Applicant's representative did not receive a response from Mr. Schreck by July 26, 2004, on July 27, 2004 Applicant's representative again forwarded the enclosed Declaration and Power of Attorney to Mr. Schreck at his last known address, and requested Mr. Schreck to execute the enclosed document or call Applicant's representative by August 2, 2004. Since Applicant's representative did not receive a response from Mr. Schreck by August 2, 2004, Applicant hereby asserts that despite repeated attempts to contact Mr. Schreck, Mr. Schreck cannot be found or reached after diligent attempts to contact him. Since Mr. Schreck was an employee of the National Cemetery Administration, assignee of the above-

identified application, filing of the above-identified application without Mr. Schreck's signature was therefore necessary to preserve the rights of the parties to secure patent protection for the invention herein. Applicant hereby authorizes the charging of the Petition fee of \$130 (37 C.F.R. § 1.17 (h)) to our Deposit Account No. 04-2223. Any other fee(s) due in connection with the filing of this Statement should be charged to our Deposit Account No. 04-2223.

Respectfully submitted,

DYKEMA GOSSETT PLLC

Dated: August 5, 2004

By: 

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